

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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GREGORY J. BURKS,

Petitioner,

JUDGMENT IN A CIVIL CASE

v.

Case No. 12-cv-29-bbc

UNITED STATES OF AMERICA,

Respondent.

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This action came for consideration before the court with District Judge Barbara B. Crabb presiding. The issues have been considered and a decision has been rendered.

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IT IS ORDERED AND ADJUDGED that petitioner Gregory J. Burks' motion for post conviction relief under 28 U.S.C. § 2255 is denied without prejudice to his filing a motion for resentencing if the Supreme Court decides that the Fair Sentencing Act applies to the sentences of persons convicted of crack cocaine crimes committed before the Act took effect.

Peter Oppeneer  
Peter Oppeneer, Clerk of Court

2/6/12  
Date